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(*additional counsel on Exhibit A*)

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION

- and -

PACIFIC GAS AND ELECTRIC  
COMPANY,

Debtors.

- ☒ Affects Both Debtors  
☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric Company

Case No. 19-30088 (DM) (Lead Case)

Chapter 11

(Jointly Administered)

**EX PARTE APPLICATION OF SECURITIES  
LEAD PLAINTIFF FOR ORDER  
PURSUANT TO B.L.R. 9013-1(c)  
AUTHORIZING OVERSIZED REPLY BRIEF  
IN OPPOSITION TO REORGANIZED  
DEBTORS' THIRTY-THIRD SECURITIES  
OMNIBUS CLAIMS OBJECTION TO PERA  
AND SECURITIES ACT PLAINTIFFS' TAC,  
INCLUDING TO CERTAIN CLAIMANTS  
THAT ADOPTED THE TAC**

**(No Hearing Requested)**

Public Employees Retirement Association of New Mexico ("**Lead Plaintiff**" or "**PERA**"),  
the court-appointed lead plaintiff, hereby submits this *Ex Parte* Application (the "**Application**"),  
pursuant to Rule 9013-1(c) of the Bankruptcy Local Rules for the United States Bankruptcy Court  
for the Northern District of California (the "**Bankruptcy Local Rules**"), for entry of an order,

1 substantially in the form submitted herewith (the “**Proposed Order**”), authorizing Lead Plaintiff  
2 to file an oversized response brief (the “**Response**”) in opposition to *Reorganized Debtors’ Thirty-*  
3 *Third Securities Omnibus Claims Objection to PERA and Securities Act Plaintiffs’ TAC, Including*  
4 *to Certain Claimants that Adopted the TAC* (the “**Sufficiency Objection**”) [Docket No. 14200].

### 5 **JURISDICTION**

6 The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334,  
7 the Order Referring Bankruptcy Cases and Proceedings to Bankruptcy Judges, General Order 24  
8 (N.D. Cal.), and Bankruptcy Local Rule 5011-1(a). This is a core proceeding pursuant to 28 U.S.C.  
9 § 157(b). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

### 10 **ARGUMENT**

#### 11 **A. An Oversize Response Brief is Warranted**

12 Bankruptcy Local Rule 9013-1(c) provides that, “[u]nless the Court expressly orders  
13 otherwise, the initial and response memoranda of points and authorities shall not exceed 25 pages  
14 of text, and reply memorandum shall not exceed 15 pages of text.” B.L.R. 9013-1(c).

15 Lead Plaintiff respectfully requests that the Court authorize Lead Plaintiff to submit a  
16 Response brief that does not exceed 106 pages in length. Lead Plaintiff submits that sufficient  
17 cause exists for the Court to allow oversize briefing for the Response. The arguments made by the  
18 Reorganized Debtors in the Sufficiency Objection raise novel and complex issues concerning the  
19 application of federal securities laws. As the Reorganized Debtors noted in their own application  
20 for the same relief, those issues include falsity, scienter, loss causation, reliance, statutory  
21 damages, statutes of limitations, and other areas of securities law. *See* ECF No. 14209 at 3. Each  
22 issue requires close analysis and detailed application of the law to the facts. *See id.* Moreover,  
23 the Sufficiency Objection is nearly 100 pages in length and Lead Plaintiff requires significantly  
24 more than the twenty-five page limit provided for by the Bankruptcy Local Rules in order to fully  
25 and adequately address each of the arguments raised by the Reorganized Debtors.  
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1 Accordingly, Lead Plaintiff submits that under the circumstances it is appropriate for Lead  
2 Plaintiff to be authorized to file a Response brief that exceeds the 25 pages of text allowed under  
3 Bankruptcy Local Rule 9013-1(c) and file a Response brief that will not exceed 106 pages in  
4 length.

5 **B. Notice**

6 Notice of this Application will be provided to counsel to all parties receiving electronic  
7 notice through the Court's electronic filing system. Lead Plaintiff respectfully submits that no  
8 further notice is required.  
9

10 **C. No Previous Request for Relief**

11 No previous request for the relief sought herein has been made by Lead Plaintiff in this or  
12 any other court.  
13

14 **CONCLUSION**

15 WHEREFORE, Lead Plaintiff respectfully requests entry of the Proposed Order  
16 authorizing it to file a Response in excess of 25 pages of text, but not to exceed 106 pages of text  
17 (exclusive of any schedules or exhibits thereto and/or any declarations filed in connection  
18 therewith), and for such other and further relief as the Court may deem just and proper.  
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1 Dated: March 15, 2024

Respectfully submitted,

2 **LOWENSTEIN SANDLER LLP**

3 *Special Bankruptcy Counsel to Securities Lead*  
4 *Plaintiff and the Class*

5 By: /s/ Michael S. Etkin

Michael S. Etkin (*pro hac vice*)

6 - and -

7 **LABATON KELLER SUCHAROW LLP**

8 *Lead Counsel to Securities Lead Plaintiff and the*  
9 *Class*

10 - and -

11 **MICHELSON LAW GROUP**

12 *Local Bankruptcy Counsel to Securities Lead*  
13 *Plaintiff and the Class*

14 - and -

15 **ADAMSKI, MORISKI, MADDEN,**  
16 **CUMBERLAND & GREEN LLP**

17 *Liaison Counsel for the Class*

18 - and -

19 **ROBBINS GELLER RUDMAN & DOWD LLP**

20 *Counsel for the Securities Act Plaintiffs*

21 - and -

22 **VANOVERBEKE, MICHAUD & TIMMONY,**  
23 **P.C.**

24 *Additional Counsel for the Securities Act Plaintiffs*

**EXHIBIT A**

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